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**STATE OF IOWA**

# **House Journal**

**WEDNESDAY, APRIL 13, 2016**

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(The official bound copy will be available after a reasonable time upon adjournment.)

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# JOURNAL OF THE HOUSE

Ninety-fourth Calendar Day - Sixtieth Session Day

Hall of the House of Representatives  
Des Moines, Iowa, Wednesday, April 13, 2016

The House met pursuant to adjournment at 8:32 a.m., Speaker Upmeyer in the chair.

Prayer was offered by Pastor Dan Kuckuck, Saint Stephen Lutheran Church, Urbandale. He was the guest of Representative Forbes of Polk.

## PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Casey Jergens, Page from Eagle Grove.

The Journal of Tuesday, April 12, 2016, was approved.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on April 12, 2016, amended and passed the following bill in which the concurrence of the House is asked:

[House File 2064](#), a bill for an act relating to the criminal offense of child endangerment resulting in the death of a child or minor, and providing penalties.

Also: That the Senate has on April 12, 2016, passed the following bill in which the concurrence of the Senate was asked:

[House File 2274](#), a bill for an act concerning documentation of age for purposes of obtaining a child labor permit.

Also: That the Senate has on April 12, 2016, amended and passed the following bill in which the concurrence of the House is asked:

[House File 2394](#), a bill for an act relating to various matters involving insurance and the insurance division of the department of commerce, and including penalties.

MICHAEL E. MARSHALL, Secretary

The House stood at ease at 8:50 a.m., until the fall of the gavel.

The House resumed session at 9:06 a.m., Speaker Upmeyer in the chair.

The House stood at ease at 9:09 a.m., until the fall of the gavel.

The House resumed session at 10:02 a.m., Windschitl of Harrison in the chair.

CONSIDERATION OF BILL  
Regular Calendar

[Senate File 2304](#), a bill for an act relating to standards for and certification and inspection of children's residential facilities, with report of committee recommending amendment and passage, was taken up for consideration.

Kaufmann of Cedar offered amendment [H-8154](#) filed by the committee on Government Oversight.

Gaines of Polk asked and received unanimous consent to withdraw amendment [H-8163](#), to the committee amendment [H-8154](#), filed by her and Lensing of Johnson on April 6, 2016.

Gaines of Polk offered amendment [H-8194](#), to the committee amendment [H-8154](#), filed by her and Lensing of Johnson and moved its adoption.

Roll call was requested by Smith of Marshall and Mascher of Johnson.

On the question "Shall amendment [H-8194](#), to the committee amendment [H-8154](#), be adopted?" ([S.F. 2304](#))

The ayes were, 41:

Abdul-Samad	Anderson	Bearinger	Bennett
Berry	Brown-Powers	Cohon	Dawson
Dunkel	Finkenauer	Forbes	Gaines
Hall	Heddens	Hunter	Isenhart
Jacoby	Kearns	Kelley	Kressig
Lensing	Lykam	Mascher	McConkey

Meyer	Miller, H.	Oldson	Olson
Ourth	Prichard	Ruff	Running-Marquardt
Smith	Staed	Steckman	Stutsman
Taylor, T.	Thede	Wessel-Kroeschell	Winckler
Wolfe			

The nays were, 55:

Bacon	Baltimore	Baudler	Baxter
Best	Branhagen	Carlson	Cownie
Deyoe	Dolecheck	Fisher	Forristall
Fry	Gassman	Grassley	Gustafson
Hagenow	Hanusa	Heartsill	Heaton
Hein	Highfill	Holt	Holz
Huseman	Jones	Jorgensen	Kaufmann
Klein	Koester	Kooiker	Landon
Maxwell	Miller, L.	Mommsen	Moore, B.
Moore, T.	Nunn	Paustian	Pettengill
Rizer	Rogers	Salmon	Sands
Sexton	Sheets	Sieck	Stanerson
Taylor, R.	Upmeyer, Spkr.	Vander Linden	Watts
Wills	Worthan	Windschitl, Presiding	

Absent or not voting, 4:

Byrnes	Gaskill	Hanson	Paulsen
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Amendment [H-8194](#), to the committee amendment [H-8154](#), lost.

Gaines of Polk offered amendment [H-8195](#), to the committee amendment [H-8154](#), filed by her and Kaufmann of Cedar, from the floor, and moved its adoption.

Roll call was requested by Gaines of Polk and Abdul-Samad of Polk.

On the question "Shall amendment [H-8195](#), to the committee amendment [H-8154](#), be adopted?" ([S.F. 2304](#))

The ayes were, 96:

Abdul-Samad	Anderson	Bacon	Baltimore
Baudler	Baxter	Bearinger	Bennett
Berry	Best	Branhagen	Brown-Powers
Carlson	Cohoon	Cownie	Dawson
Deyoe	Dolecheck	Dunkel	Finkenauer
Fisher	Forbes	Forristall	Fry
Gaines	Gassman	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heartsill

Heaton	Heddens	Hein	Highfill
Holt	Holz	Hunter	Huseman
Isenhardt	Jacoby	Jones	Jorgensen
Kaufmann	Kearns	Kelley	Klein
Koester	Kooiker	Kressig	Landon
Lensing	Lykam	Mascher	Maxwell
McConkey	Meyer	Miller, H.	Miller, L.
Mommsen	Moore, B.	Moore, T.	Nunn
Oldson	Olson	Ourth	Paustian
Pettengill	Prichard	Rizer	Rogers
Ruff	Running-Marquardt	Salmon	Sands
Sexton	Sheets	Sieck	Smith
Staed	Stanerson	Steckman	Stutsman
Taylor, R.	Taylor, T.	Thede	Upmeyer, Spkr.
Vander Linden	Watts	Wessel-Kroeschell	Wills
Winckler	Wolfe	Worthan	Windschitl, Presiding

The nays were, none.

Absent or not voting, 4:

Byrnes	Gaskill	Hanson	Paulsen
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Amendment [H-8195](#), to the committee amendment [H-8154](#), was adopted.

Gaines of Polk asked and received unanimous consent to withdraw amendment [H-8162](#), to the committee amendment [H-8154](#), filed by her and Kaufmann of Cedar on April 6, 2016.

Branhagen of Winneshiek in the chair at 10:24 a.m.

Kaufmann of Cedar moved the adoption of the committee amendment [H-8154](#), as amended.

Roll call was requested by Dawson of Woodbury and Wolfe of Clinton.

On the question "Shall the committee amendment [H-8154](#), as amended, be adopted?" ([S.F. 2304](#))

The ayes were, 57:

Bacon	Baltimore	Baudler	Baxter
Best	Carlson	Cownie	Deyoe
Dolecheck	Fisher	Forristall	Fry
Gassman	Grassley	Gustafson	Hagenow
Hanusa	Heartsill	Heaton	Hein

Highfill	Holt	Holz	Huseman
Jones	Jorgensen	Kaufmann	Kearns
Klein	Koester	Kooiker	Landon
Maxwell	Miller, L.	Mommsen	Moore, B.
Moore, T.	Nunn	Olson	Paustian
Pettengill	Rizer	Rogers	Salmon
Sands	Sexton	Sheets	Sieck
Stanerson	Taylor, R.	Upmeyer, Spkr.	Vander Linden
Watts	Wills	Windschitl	Worthan
Branhagen, Presiding			

The nays were, 41:

Abdul-Samad	Anderson	Bearinger	Bennett
Berry	Brown-Powers	Cohoon	Dawson
Dunkel	Finkenauer	Forbes	Gaines
Gaskill	Hall	Hanson	Heddens
Hunter	Isenhart	Jacoby	Kelley
Kressig	Lensing	Lykam	Mascher
McConkey	Meyer	Miller, H.	Oldson
Ourth	Prichard	Ruff	Running-Marquardt
Smith	Staed	Steckman	Stutsman
Taylor, T.	Thede	Wessel-Kroeschell	Winckler
Wolfe			

Absent or not voting, 2:

Byrnes	Paulsen
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The committee amendment [H-8154](#), as amended, was adopted.

Kaufmann of Cedar moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([S.F. 2304](#))

The ayes were, 74:

Abdul-Samad	Bacon	Baltimore	Baudler
Baxter	Best	Brown-Powers	Carlson
Cohoon	Cownie	Deyoe	Dolecheck
Finkenauer	Fisher	Forbes	Forristall
Fry	Gaines	Gassman	Grassley
Gustafson	Hagenow	Hall	Hanusa
Heartsill	Heaton	Hein	Highfill
Holt	Holz	Huseman	Isenhart
Jones	Jorgensen	Kaufmann	Kearns
Kelley	Klein	Koester	Kooiker

Kressig	Landon	Lykam	Maxwell
McConkey	Meyer	Miller, H.	Miller, L.
Mommsen	Moore, B.	Moore, T.	Nunn
Ourth	Paustian	Pettengill	Prichard
Rizer	Rogers	Ruff	Salmon
Sands	Sexton	Sheets	Sieck
Stanerson	Taylor, R.	Thede	Upmeyer, Spkr.
Vander Linden	Watts	Wills	Windschitl
Worthan	Branhagen, Presiding		

The nays were, 24:

Anderson	Bearinger	Bennett	Berry
Dawson	Dunkel	Gaskill	Hanson
Heddens	Hunter	Jacoby	Lensing
Mascher	Oldson	Olson	Running-Marquardt
Smith	Staed	Steckman	Stutsman
Taylor, T.	Wessel-Kroeschell	Winckler	Wolfe

Absent or not voting, 2:

Byrnes	Paulsen
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Speaker Upmeyer in the chair at 11:32 a.m.

The House stood at ease at 11:42 a.m., until the fall of the gavel.

The House resumed session at 11:54 a.m., Speaker Upmeyer in the chair.

#### LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Byrnes of Mitchell	Gaskill of Wapello
Hanson of Jefferson	Paulsen of Linn

#### IMMEDIATE MESSAGE

Hagenow of Polk asked and received unanimous consent that [Senate File 2304](#) be immediately messaged to the Senate.

On motion by Hagenow of Polk, the House was recessed at 11:55 a.m., until 4:00 p.m.

#### AFTERNOON SESSION

The House reconvened at 4:30 p.m., Speaker Upmeyer in the chair.

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on April 13, 2016, passed the following bill in which the concurrence of the Senate was asked:

[House File 2413](#), a bill for an act relating to reading proficiency assessments and intensive summer reading programs administered and provided by school districts.

Also: That the Senate has on April 13, 2016, passed the following bill in which the concurrence of the House is asked:

[Senate File 2299](#), a bill for an act relating to the early childhood Iowa initiative.

Also: That the Senate has on April 13, 2016, passed the following bill in which the concurrence of the House is asked:

[Senate File 2309](#), a bill for an act providing for tax credits and refunds relating to renewable fuels including their component biofuels and including effective date provisions.

MICHAEL E. MARSHALL, Secretary

#### INTRODUCTION OF BILLS

[House File 2454](#), by committee on Appropriations, a bill for an act relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection, and including effective date provisions.

Read first time and placed on the **Appropriations calendar**.

[House File 2455](#), by committee on Appropriations, a bill for an act making appropriations to the department of cultural affairs, the economic development authority, the Iowa finance authority, the public employment relations board, the department of workforce

development, and the state board of regents and certain regents institutions.

Read first time and placed on the **Appropriations calendar**.

#### BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on April 13, 2016, he approved and transmitted to the Secretary of State the following bills:

[House File 2270](#), an Act including fathers whose paternity has been lawfully established in the definition of parent for the purposes of juvenile justice proceedings.

[House File 2335](#), an Act relating to civil law provisions, including notice requirements for the disposition of the real property of an estate, notice and document delivery under the trust code, the powers of an agent under a power of attorney, and liability for refusing to accept an acknowledged power of attorney, and including effective date and retroactive and other applicability provisions.

[House File 2344](#), an Act requiring that agreements to terminate farm tenancies be in writing.

[House File 2415](#), an Act concerning veterans preference information.

[House File 2429](#), an Act concerning gambling game licensure fees, and including penalty and applicability provisions.

[Senate File 503](#), an Act relating to certain fees collected by the county sheriff.

[Senate File 2116](#), an Act adding substances to schedule I of the controlled substance schedules, and providing penalties.

[Senate File 2185](#), an Act relating to a criminal trespass that results in a violation of a person's expectation of privacy, and modifying penalties for invasion of privacy.

[Senate File 2228](#), an Act relating to the activities of motor vehicle dealers and wholesalers, including the electronic submission of applications for motor vehicle registration and issuance of certificates of title, the use of licenses and advertisements, the furnishing of surety bonds, and the assessment of documentary fees, and making penalties applicable.

[Senate File 2233](#), an Act creating the uniform deployed parents custody and visitation act, and repealing current code provisions relating to parents on active military duty.

[Senate File 2260](#), an Act relating to disclosure of ownership and control information for nonprofit corporations under the Medicaid program, and including effective date provisions.

[Senate File 2273](#), an Act relating to licensure of the home food establishments.

## HOUSE STUDY BILL COMMITTEE ASSIGNMENT

**H.S.B. 656 Appropriations**

Relating to state and local finances by making appropriations, providing for legal responsibilities, and providing for other properly related matters.

## SUBCOMMITTEE ASSIGNMENT

**Senate File 2308**

Appropriations: Deyoe, Chair; Bacon and Hall.

## HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENT

**House Study Bill 656**

Appropriations: Rizer, Chair; Dunkel and Sexton.

## COMMITTEE RECOMMENDATIONS

MADAM SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL  
Chief Clerk of the House

## COMMITTEE ON APPROPRIATIONS

**Committee Bill** (Formerly LSB 5011JB), relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** April 13, 2016.

**Committee Bill** (Formerly LSB 5012JB), making appropriations to the department of cultural affairs, the economic development authority, the Iowa finance authority, the public employment relations board, the department of workforce development, and the state board of regents and certain regents institutions.

Fiscal Note: **No**

Recommendation: **Do Pass** April 13, 2016.

## AMENDMENTS FILED

<a href="#">H-8195</a>	<a href="#">S.F. 2304</a>	Gaines of Polk Kaufmann of Cedar
<a href="#">H-8196</a>	<a href="#">H.F. 2064</a>	Senate Amendment
<a href="#">H-8197</a>	<a href="#">H.F. 2394</a>	Senate Amendment

On motion by Hagenow of Polk, the House adjourned at 4:30 p.m., until 8:30 a.m., Thursday, April 14, 2016.